



Please type a plus sign (+) inside this box [ + ]

Patent and Trademark Office: U.S. Department of Commerce

0001/PTO-8 U.S. Department of Commerce  
Rev. 10/95 Patent and Trademark Office

Application Number	10/628,518
Filing Date	07/28/2003
First Named Inventor	Gregory A. Ehlers
Group Art Unit	2125
Examiner Name	Sean P. Schechtman
Attorney Docket Number	4834-00010

### TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of pages in this Submission 16

#### ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form Fee Attached
- ☒ Amendment
  - ☐ After final
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement/PTO-1449
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
  - ☐ Response to Missing Parts Under 37 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Checklist and Accompanying Petition
- ☐ To Convert a Provisional Application
- ☐ Power of Attorney, Revocation, Change of Correspondence Address
- ☐ Terminal Disclaimer

- ☐ After Allowance Communication To Group
- ☐ Appeal Communication to Board Of Appeals and Interferences
- ☐ Appeal Communication to Group ( Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Additional Enclosure(s) (Please identify below)

Return receipt postcard  
Election

Remarks

#### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Or Individual Name	Joseph D. Kuborn, Reg. No. 40,689 ANDRUS, SCEALES, STARKE & SAWALL, LLP 100 East Wisconsin Avenue, Suite 1100, Milwaukee, WI 53202
Signature	
Date	October 6, 2004

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on this date:

October 6, 2004

Typed or printed name	Barbara A. Johnson		
Signature		Date	10/06/2004



IFU

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Of:  
GREGORY A. EHLERS ET AL  
Application No.: 10/628,518  
Filed: 07/28/2003  
Group Art Unit: 2125  
Examiner: Sean P. Shechtman  
SYSTEM AND METHOD OF  
CONTROLLING AN HVAC

CERTIFICATE OF MAILING

)  
)  
) I hereby certify that this correspondence is being  
) deposited with the United States Postal Service  
) with sufficient postage as first class mail in an  
) envelope addressed to: Commissioner of Patents  
) P.O. Box 1450, Alexandria, VA 22313-1450,  
) on this 6th day October, 2004.

)  
)  
) Barbara A. Johnson 10-6-04  
) Barbara A. Johnson Date

AMENDMENT AND ELECTION

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper responds to the Office Action mailed September 7, 2004.

**Amendments to the Claims** are reflected in the listing of claims  
which beings on page 2 of this paper.

**Remarks** begin on page 15 of this paper.